

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

IN RE: §  
§ CASE NO. 09-32467-H4-7  
ROYCE HOMES, L.P., § (Chapter 7)  
Debtor. §

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RODNEY TOW, TRUSTEE, §  
Plaintiff, §  
vs. §  
§  
JOHN H. SPEER, AMEGY BANK, N.A., §  
AMEGY MORTGAGE COMPANY, L.L.C., §  
MICHAEL MANNERS, §  
DONNIE LOU SPEER, VESTALIA, L.L.C., § ADVERSARY NO. 11-03191  
HAMMERSMITH GROUP, L.L.C. §  
f/k/a HAMMERSMITH GROUP, INC., §  
PARK LAKE COMMUNITIES, L.P., §  
WATERMARK LAND, L.L.C., §  
WATERMARK LAND, L.P., §  
WATERMARK TORTUGA, L.L.C., §  
ALLARD INVESTMENT COMPANY, §  
L.L.C., DWM HOLDINGS, INC., §  
MGM MOTOR SPORTS, L.L.C., §  
SARACEN HOLDINGS, INC., and §  
GEORGE KOPECKY, §  
Defendants. §

**AMEGY BANK NATIONAL ASSOCIATION'S AND  
AMEGY MORTGAGE COMPANY, L.L.C.'S  
REQUEST FOR JURY TRIAL PURSUANT TO FED. R. CIV. P. 38**

1. Pursuant to FED. R. CIV. P. 38<sup>1</sup>, Amegy Bank National Association and Amegy Mortgage Company, L.L.C., Defendants in the above-styled adversary proceeding (the "Adversary Proceeding"), demand that all issues raised by the pleadings in the Adversary Proceeding be tried

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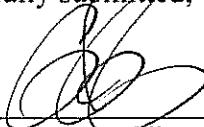
<sup>1</sup> Pursuant to Rule 9015 of the Federal Rules of Bankruptcy Procedure ("Rule 9015"), FED. R. CIV. P. 38 and 39 apply in adversary proceedings such as this one. Pursuant to FED. R. CIV. P. 38(b) and Rule 9015, this request is being filed and transmitted in accordance with Rule 5005 of the Federal Rules of Bankruptcy Procedure and FED. R. CIV. P. 5(d).

before a jury in the United States District Court. Amegy Bank National Association and Amegy Mortgage Company, L.L.C., each, expressly do not consent to the entry of final orders or judgment or conduct of a jury trial in this Adversary Proceeding by a bankruptcy judge.

Dated: May 28, 2011.

Respectfully submitted,

By:

  
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that Amegy Bank National Association's and Amegy Mortgage Company, L.L.C.'s Request for Jury Trial Pursuant to FED. R. CIV. P. 38 was electronically transmitted to the District Clerk for the United States District Court, Southern District of Texas, for filing on May 28, 2011, and electronic notice was given to the following ECF registrants:

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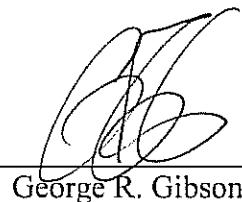
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